

RHS, RBS, RUS, FSA, USDA

§ 1910.1

(\$ _____) of the funds subject to that Deposit Agreement in interest-bearing deposits as follows:

\$ _____ for a period of _____ months
at _____ % interest.
\$ _____ for a period of _____ months
at _____ % interest.
\$ _____ for a period of _____ months
at _____ % interest.

These interest-bearing deposits and the income earned on them at all times shall be considered a part of the account covered by said Deposit Agreement except that the right of the Depositor and the Government to jointly withdraw all or a portion of the funds in the account covered by the Deposit Agreement by an order of the Depositor countersigned by a representative of the Government, and the right of the Government to make written demand for the balance or any portion of the balance, is modified by the above time deposit maturity schedule. The evidence of such time deposits shall be issued in the names of the Depositor and the Farmers Home Administration or its successor agency under Public Law 103-354.

A copy of this Agreement shall be attached to and become a part of each certificate, passbook, or other evidence of deposit that may be issued to represent such interest-bearing deposits.

Executed this _____ day of _____, 20____.

UNITED STATES OF AMERICA

By: _____

County Supervisor

Farmers Home Administration or its successor agency under Public Law 103-354

U.S. Department of Agriculture

(Depositor)

By: _____

Title: _____

Accepted on the above terms and conditions this _____ day of _____, 20____.

(Financial Institution)

(Office or Branch)

By: _____

Title: _____

[53 FR 35671, Sept. 14, 1988, as amended at 55 FR 21524, May 25, 1990; 70 FR 59228, Oct. 12, 2005]

Subparts B–C [Reserved]

PART 1904—LOAN AND GRANT PROGRAMS (INDIVIDUAL) [RESERVED]

PART 1910—GENERAL

Subpart A—Receiving and Processing Applications

Sec.

1910.1 General.

1910.2 Equal Credit Opportunity Act (ECOA) and Regulation B.

1910.3 Receiving applications.

1910.4 Processing applications.

1910.5 Evaluating applications.

1910.6–1910.9 [Reserved]

1910.10 Preference.

1910.11 Special requirements.

1910.12–1910.49 [Reserved]

1910.50 OMB control number.

EXHIBIT A TO SUBPART A [RESERVED]

EXHIBIT B TO SUBPART A—LETTER TO NOTIFY

SOCIALLY DISADVANTAGED APPLICANT(S)/

BORROWER(S) REGARDING THE AVAIL-

ABILITY OF DIRECT FARM OWNERSHIP (FO)

LOANS AND THE ACQUISITION/LEASING OF

FMHA OR ITS SUCCESSOR AGENCY UNDER

PUBLIC LAW 103-354 ACQUIRED FARMLAND

EXHIBIT C TO SUBPART A—LETTER TO NOTIFY

APPLICANT(S)/BORROWER(S) OF THEIR RE-

SPONSIBILITIES IN CONNECTION WITH

FMHA OR ITS SUCCESSOR AGENCY UNDER

PUBLIC LAW 103-354 FARMER PROGRAM

LOANS [NOTE]

Subpart B—Credit Reports (Individual)

1910.51 Purpose.

1910.52 [Reserved]

1910.53 Policy.

1910.54–1910.100 [Reserved]

Subpart C—Commercial Credit Reports

1910.101 Preface.

1910.102–1910.150 [Reserved]

AUTHORITY: 5 U.S.C. 301; 7 U.S.C. 1989; 42 U.S.C. 1480.

SOURCE: 43 FR 56643, Dec. 4, 1978, unless otherwise noted.

Subpart A—Receiving and Processing Applications

SOURCE: 53 FR 35671, Sept. 14, 1988, unless otherwise noted.

§ 1910.1 General.

This subpart prescribes the policies and procedures for informing interested parties of the Farm Credit loan programs available through the Farm Service Agency (FSA), and how such requests are processed. Requests for Nonprogram (NP) assistance will be handled in accordance with subpart J

§ 1910.2

of part 1951 of this chapter. References contained herein to the housing programs of the Rural Housing Service (RHS), or its successor agency, are no longer applicable.

(a) The County Supervisor will provide information about FSA and RHS services to all persons making inquiry about FSA and RHS programs. This information may be provided by individual interviews, correspondence, or distribution of pamphlets, leaflets, and appropriate FSA and RHS regulations.

(b) Wherever the term “applicant” appears in this subpart, it shall be construed to mean applicant and/or co-applicant, if any.

(c) FmHA forms are available in any Rural Development (RD) or FSA office.

(d) The terms “interest credit” and “interest credit assistance,” as they relate to Single Family Housing (SFH), are interchangeable with the term “payment assistance.” Payment assistance is the generic term for the subsidy provided to eligible SFH borrowers to reduce mortgage payments.

(e) As used in this subpart in relation to Farm Credit Programs loans, *Agency* means the Farm Service Agency, its county and State committees and their personnel, and any successor agency.

(f) As used in this subpart, the abbreviation “Lo-Doc” means Low-Docummentation and the abbreviation “OL” means Operating Loan.

[53 FR 35671, Sept. 14, 1988, as amended at 55 FR 21524, May 25, 1990; 55 FR 29560, July 20, 1990; 56 FR 66959, Dec. 27, 1991; 58 FR 44263, Aug. 20, 1993; 58 FR 52646, Oct. 12, 1993; 60 FR 55122, Oct. 27, 1995; 61 FR 35919, July 9, 1996; 61 FR 59777, Nov. 22, 1996; 62 FR 9353, Mar. 3, 1997; 66 FR 1572, Jan. 9, 2001]

§ 1910.2 Equal Credit Opportunity Act (ECOA) and Regulation B.

ECOA as amended, prohibits discrimination in credit based on sex, marital status, race, color, religion, natural origin, age (provided the applicant has the capacity to contract), because all or part of the applicant's income is derived from public assistance of any kind, or because the applicant has, in good faith, exercised any right under the Consumer Credit Protection Act. These shall hereafter be referred to in this subpart as “ECOA prohibited bases.” It is the policy of the Farmers

7 CFR Ch. XVIII (1–1–07 Edition)

Home Administration or its successor agency under Public Law 103-354 that assistance and services shall not be denied to any person or applicant as a result of race, sex, national origin, color, religion, marital status, age, receipt of income from public assistance, or because the applicant has, in good faith, exercised any right under the Consumer Credit Protection Act.

§ 1910.3 Receiving applications.

Applications for FSA or RHS assistance will ordinarily be filed in the County Office serving the area in which the farm, dwelling, business, or other facility for which financing is being requested is or will be located.

(a) All persons applying for FSA or RHS assistance who are not indebted to FSA or RHS must file a written application. All persons wishing to submit an application will be encouraged to do so. No oral or written statement will be made to applicants or prospective applicants that would discourage them from applying for assistance, based on any ECOA “prohibited bases.” The filing of written applications *will be encouraged* even though funds may not be currently available, since complete applications must be considered in the date order received, except when program regulations or Veteran status provides for preference. Applications will normally be handled as follows:

(1) Form FmHA 410-4, “Application for Rural Housing Assistance (Non-Farm Tract),” will be used by applicants for RH loans on nonfarm tracts who depend primarily on off-farm income.

(2) Form FmHA 410-1, “Application for FmHA Services,” will be used by all other applicants. These include persons applying for RH loans on farms or non-farm tracts who derive a major portion of their income from farming. For EM loans, it is also necessary for the applicant to complete Form FmHA 1945-22, “Certification of Disaster Losses.”

(3) SF 424.2, “Application for Federal Assistance (For Construction),” with the requirements outlined in the applicable program exhibits will be used by all applicants applying for LH loans.

(4) The Right to Financial Privacy Act of 1978, Title XI of Pub. L. 95-630, requires that: